IN THE HIGH COURT OF JUDICATURE OF BOMBAY

ORDINARY ORIGINAL CIVIL JURISDICTION

SUIT NO. 627 OF 2005

Krishna Haridas Kurup & Anr. .. Plaintiffs

versus

Saraswati N. Kurup & Anr. .. Defendants

...

Mr.D.D. Madon i/b K. Balakrishnan for the plaintiff.

CORAM : D.G. KARNIK,J.

DATED : 29th March 2005.

P.C.:

1. The learned counsel for the plaintiff seeks leave to withdraw the suit on account of technical defect with liberty to apply afresh. In view of the fact that a single suit has been filed for administration of the estate on two different persons, in my view, the suit suffers from a technical defect. Hence, the plaintiff is granted leave to withdraw the suit with liberty to file a fresh suit or suits on the same cause of action. Suit disposed of as withdrawn.

D.G. KARNIK, J